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AUG 17 2005

Navy Case No. 84,352

## In the United States Patent and Trademark Office

In re: Villalobos et al  
Serial No.: 10/601,884  
Filed: June 24, 2003  
For: Spinel and Process for  
Making Same

Examiner: Ling X. Xu  
Art Unit: 1775  
Date: August 17, 2005

## Second Appeal Brief

Honorable Commissioner of Patents and Trademarks  
Washington, D.C. 20230:

Sir:

This is in response to the PTO office action dated July 7, 2005, entitled "Notification of Non-Compliant Appeal Brief (37 CFR 41.37)" and an appeal from the final rejection of claims 1, 4, 5, 19 and 20.

## (i) Real party in interest

The real party in interest in this patent application is the Federal Government, as represented by the Department of Navy.

## (ii) Related appeals and interferences

This application is not involved in any other appeal or interference.

## (iii) Status of claims

Claims 1, 4, 5, 19 and 20 stand finally rejected. Claims 2, redundant claim 2, 3 and 21 have been canceled. Claims 6-18 have

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